

TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JAN 29 1991

Returned to applicant for correction.

Corrected application filed. FEB 25 1991 Map filed. DEC 3, 1987 under 51256The applicant. The Aurora Partnership

P.O. Box 1628

of

Hawthorne

Street and No. or P.O. Box No.

City or Town

Nevada 89415

State and Zip Code No.

hereby make... application for permission to change the

Point of Diversion & Place of Use & Manner of Use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under. Permit #49808

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is. underground

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed. 0.5 CFS

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for. mining & milling & domestic

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for. mining & milling

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point. SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 16 T5N R28E MDB&M

Describe as being within a 40-acre subdivision of public survey and by course and

which the NW corner of Section 17, T5N, R28E MDB&M bears N78° 07' 39"W a
distance to a section corner. If on unsurveyed land, it should be stated.distance of 7383.829 feet.6. The existing permitted point of diversion is located within. SE $\frac{1}{4}$ of NW $\frac{1}{4}$ 17 T5N R28E MDB&M or

If point of diversion is not changed, do not answer.

at a point from which the NW corner of said Section 17 bears N56° 17' 30"W,2929.0 feet7. Proposed place of use. See Attached

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use. W $\frac{1}{2}$ NE $\frac{1}{4}$ & E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec #17 T5N, R28E MDB&M SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ of SW $\frac{1}{4}$

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

Sec #8 T5N, R28E, MDB&M

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from. January 01 to. December 31 of each year.

Month and Day

Month and Day

10. Use was permitted from. January 01 to. December 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Submersible pump and 1 $\frac{1}{2}$ " Line HDPE

State manner in which water is to be diverted, i.e. diversion structure,

to holding reservoir

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works. \$1200.0013. Estimated time required to construct works. Well was installed as an active monitoring
well for pollution control Permit #NEV87044 July, 1990

14. Estimated time required to complete the application of water to beneficial use..... 1 month.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

..... See map under #49807 for existing POU & POD.

..... See map under #51256 for existing POU & POD.

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By..... s/ John Hutchison.....

P.O. Box 1628
Hawthorne NV 89415
702-945-3341

Compared..... am/hk..... am/se.....

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 49808 is issued subject to the terms and conditions imposed in said Permit 49808 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 49808, 51257, 55689-T and 55989-T shall not exceed 55 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.5..... cubic feet per second..... but not to exceed 11 million gallons annually.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this..... 18th..... day of..... July.....

A.D. 19..... 91.....
[Signature]
State Engineer

TEMPORARY

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(PERMIT TERMS CONTINUED)

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Any water obtained from dewatering shall be used first in the mining and milling operation. Any other water from this permit can be used at the place of use described on the permit provided the permittee obtains the necessary permits from the Nevada Division of Environmental Protection to discharge to any surface source and authorization from the land owner to use this water at the place of use.

At the cessation of dewatering this permit shall expire and no further use of the water shall be made.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from this permit and all other permits for mining and milling purposes. This report shall include the amount of water used in the mining and milling processes and the amount of water sent to the drainage channel ultimately to be used for irrigation.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on July 17, 1992 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

PLACE OF USE

Place of use as outlined by the claim block limit is as follows:
 Permits: 51256, 51257, 51258

T5N., R28E., M.D.B. & M.

Portions of the	NE 1/4 NE 1/4	SECTION 1
"	NW 1/4 NE 1/4	"
"	SW 1/4 NE 1/4	"
"	NW 1/4 SE 1/4	"
"	SW 1/4 SE 1/4	"
"	SW 1/4	"
ALL OF	NW 1/4	"
PORTIONS OF	SE 1/4	SECTION 2
"	SW 1/4	"
ALL OF	NE 1/4	"
"	NW 1/4	"
PORTIONS OF THE	NE 1/4, NW 1/4, SW 1/4, SE 1/4	SECTION 3
"	NE 1/4 SE 1/4	SECTION 8
"	SE 1/4 SW 1/4	"
"	SW 1/4 SE 1/4	"
"	SE 1/4 SE 1/4	"
"	SW 1/4 & SE 1/4	SECTION 9
"	SE 1/4 NW 1/4	"
"	SW 1/4 NE 1/4	"
"	NE 1/4 NE 1/4	"
"	SE 1/4 NE 1/4	"
"	NW 1/4	SECTION 10
"	SW 1/4 SW 1/4	"
"	NW 1/4 NW 1/4	SECTION 15
"	SW 1/4 NW 1/4	"
"	NE 1/4	SECTION 16
"	NW 1/4	"
"	NW 1/4 SE 1/4	"
"	NW 1/4 SW 1/4	"
"	NE 1/4 SW 1/4	"
"	SW 1/4 SW 1/4	"
"	NE 1/4	SECTION 17
"	NW 1/4	"
"	NE 1/4 SE 1/4	"
"	SE 1/4 SE 1/4	"
"	NW 1/4 SW 1/4	"
"	NE 1/4 SW 1/4	"
"	SW 1/4 SW 1/4	"

29
 T.5N., R.28E., M.D.B. & M.

PORTIONS OF THE NW 1/4 NW 1/4 SECTION 6 21 10000
 " NE 1/4 NW 1/4 "

T.6N., R.28E., M.D.B. & M.

ALL OF	SE 1/4 AND SW 1/4 SECTION 36
ALL OF	SE 1/4 AND SW 1/4 SECTION 35
PORTIONS OF	NE 1/4 AND NW 1/4 SECTION 36
"	NE 1/4 AND NW 1/4 SECTION 35
"	NE 1/4 NE 1/4 SECTION 34
"	SE 1/4 NE 1/4 "
"	NE 1/4 SE 1/4 "
"	SE 1/4 SE 1/4 "
"	SW 1/4 SE 1/4 "
"	SE 1/4 SW 1/4 "

2170

2170 N. E. 1/4